

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

RICHARD G. HUMPHRIES,

Plaintiff,

V.

DONALD HOLBROOK, et al.,

Defendants.

CASE NO. C17-1847-JCC-BAT

REPORT AND RECOMMENDATION

Plaintiff Richard G. Humphries, proceeding pro se and in forma pauperis, filed a complaint alleging violations of his civil rights under 42 U.S.C. § 1983 by defendants, the superintendent and several correctional officers at the Washington State Penitentiary in Walla Walla, Washington. Mr. Humphries states that this district is the appropriate venue under 28 U.S.C. § 1391(b)(2) because it is where the events giving rise to this claim occurred. Complaint at 1. However, the events he describes take place at the WSP, which is located in the Eastern District of Washington. In addition, the defendants are all employed at the WSP and thus appear to reside in the Eastern District of Washington. Complaint at 2-6. Accordingly, it appears that the Eastern District of Washington is the appropriate venue for this case. 28 U.S.C. § 1391(b)(1), (2). The Court therefore recommends that this case be **transferred to the United States District Court for the Eastern District of Washington.**

1 A proposed order accompanies this Report and Recommendation. Any objections to this
2 recommendation must be filed by **January 18, 2018**. The Clerk should note the matter as ready
3 for the District Judge's consideration on that date. Objections shall not exceed six pages. The
4 failure to timely object may affect the right to appeal.

5 The Clerk is directed to send a copy of this Report and Recommendation and the
6 proposed order to plaintiff.

7 DATED this 4th day of January, 2018.

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10 BRIAN A. TSUCHIDA
United States Magistrate Judge